

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

06	UNITED STATES OF AMERICA,)	
07	Plaintiff,)	Case No. CR02-229-TSZ
08	v.)	
09	DANIEL GHERMAN,)	SUMMARY REPORT OF U.S.
10	Defendant.)	MAGISTRATE JUDGE AS TO
)	ALLEGED VIOLATIONS
)	OF SUPERVISED RELEASE

12 An evidentiary hearing on a petition for violation of supervised release in this case was
13 scheduled before the undersigned Magistrate Judge on January 17, 2008. The United States was
14 represented by Assistant United States Attorney Sarah Y. Vogel, and the defendant by Catherine
15 Chaney. The proceedings were digitally recorded.

16 The defendant had been charged and convicted of Conspiracy to Distribute Cocaine, in
17 violation of 21 U.S.C. §§ 841(a)(1), 841(b)(1)(B), and 846. On or about December 6, 2002,
18 defendant was sentenced by the Honorable Thomas S. Zilly to a term of thirty-seven (37) months
19 in custody, to be followed by five (5) years of supervised release.

20 The conditions of supervised release included the requirements that the defendant comply
21 with all local, state, and federal laws, and with the standard conditions. Special conditions
22 imposed included, but were not limited to, participation in a substance-abuse program and
23 treatment; mental health and submit to searches.

24 In a Petition for Warrant or Summons dated December 14, 2007, U.S. Probation Officer
25 Angela M. McGlynn asserted the following violation by defendant of the conditions of his
26 supervised release:

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(1) Failing to report to the United States Probation Office as directed on November 26, 2007, in violation of standard condition No. 2.

(2) Failing to submit complete and truthful monthly reports to the U.S. Probation Office for September, October, and November 2007, in violation of standard condition No. 2.


(3) Moving and changing residences without prior notification on or about November 1, 2007, in violation of standard condition No. 6.

On January 9, 2008, defendant made his initial appearance. The defendant was advised of the allegation and advised of his rights. On January 17, 2008, defendant appeared for an evidentiary hearing on the alleged violations. Defendant admitted to violations 1, 2 and 3.

I therefore recommend that the Court find the defendant to have violated the terms and conditions of his supervised release as alleged in violations 1, 2 and 3, and that the Court conduct a hearing limited to disposition. A disposition hearing has been set before the Honorable Thomas S. Zilly on February 5, 2008, at 1:30 p.m.

Pending a final determination by the Court, the defendant has been detained.

DATED this 17th day of January, 2008.


JAMES P. DONOHUE
United States Magistrate Judge

cc:	District Judge:	Honorable Thomas S. Zilly
	AUSA:	Ms. Sarah Y. Vogel
	Defendant's attorney:	Ms. Catherine Chaney
	Probation officer:	Ms. Angela M. McGlynn